

1 Mark E. Ellis - 127159
2 Andrew M. Steinheimer - 200524
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4 & STEINHEIMER LLP
5 555 University Avenue, Suite 200 East
6 Sacramento, CA 95825
7 Tel: (916) 283-8820
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9 Attorneys for CREDIT CONSULTING SERVICES, INC.

10 UNITED STATES DISTRICT COURT
11 FOR THE NORTHERN DISTRICT OF CALIFORNIA
12 SAN JOSE DIVISION

13 NOEMIA CARVALHO,

14 Plaintiff,

15 v.

16 CREDIT CONSULTING SERVICES, INC. et al.,

17 Defendants.

Case No.: 08-cv-01317 HRL

**NOTICE TO THE COURT AND TO THE
PARTIES THAT CREDIT CONSULTING
SERVICES, INC. IS NO LONGER A PARTY
TO THIS LAWSUIT**

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19 TO THE COURT, ALL PARTIES AND THEIR ATTORNEY'S OF RECORD:

20 CREDIT CONSULTING SERVICES, INC., is no longer a party to this lawsuit. Credit
21 Consulting Services, Inc., should not be included in any notices regarding this lawsuit and should not
22 appear on the District Court's Docket. Credit Consulting Services, Inc., was dismissed from the
23 underlying state court action long before this case was removed to federal court.

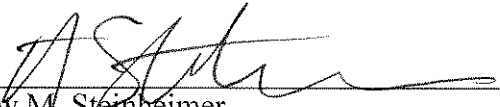
24 The Superior Court granted Defendant Credit Consulting Service, Inc.'s Demurrer to plaintiff's
25 complaint on February 20, 2007 without leave to amend, thereby disposing of the case as to Credit
26 Consulting Services, Inc. Attached as **Exhibit A** is a true and correct copy of the Order. On March
27 15, 2007, the Notice of Entry of Order granting Defendant's Demurrer was filed with the Court,
28 attached as **Exhibit B**.

1 Credit Consulting Services, Inc., hereby requests that the Court remove Credit Consulting
2 Service, Inc., from the above-referenced matter which was removed from State Court to District Court
3 on or about March 12, 2008 and Credit Consulting Services requests that the Docket be updated to
4 reflect that it is no longer a party to this action.

5 Dated: March 12, 2008

6 ELLIS, COLEMAN, POIRIER, LAVOIE, &
STEINHEIMER LLP

7
8 By


Andrew M. Steinheimer

Attorney for NON-PARTY

CREDIT CONSULTING SERVICES, INC.

CERTIFICATE OF SERVICE

I, Jennifer E. Mueller, declare:

I am a citizen of the United States, am over the age of eighteen years, and am not a party to or interested in the within entitled cause. My business address is 555 University Avenue, Suite 200 East, Sacramento, CA 95825.

On March 12, 2008, I served the following document(s) on the parties in the within action:

NOTICE TO THE COURT AND TO THE PARTIES THAT CREDIT CONSULTING SERVICES, INC. IS NO LONGER A PARTY TO THIS LAWSUIT

X

VIA ELECTRONIC SERVICE: The above-described document(s) will be delivered electronically through the Court's ECF/PACER electronic filing system, as stipulated by all parties to constitute personal service, to the following:

Ron K. Bochner Law Offices of Ron K. Bochner 3717 E. Thousand Oaks Boulevard Thousand Oaks, CA 91362	Attorneys for Plaintiff Noemia Carvalho
Thomas P. Quinn, Jr. Nokes Davis & Quinn 450 Ocean Avenue, 2FL Laguna Beach, CA 92651	Attorneys for Defendant Equifax Information Services, LLC
Deanna L. Johnston Jones Day 555 California Street 26th Floor San Francisco, CA 94104	Attorneys for Defendant Experian
Stephen J. Newman Strook & Strook 2029 Century Park East Los Angeles, CA 90067	Attorneys for Defendant Trans Union

I declare under penalty of perjury under the laws of the State of California that the foregoing is a true and correct statement and that this Certificate was executed on March 12, 2008.

By 
Jennifer E. Mueller

SUPERIOR COURT OF CALIFORNIA, COUNTY OF MONTEREY

NOEMIA CARVALHO,

Plaintiff,

Case No. M80093

v.

ORDER

CREDIT CONSULTING SERVICES
INC., et al.,

Defendants.

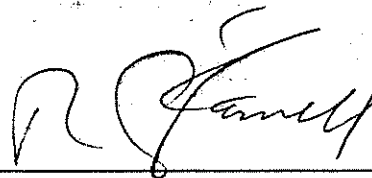
Defendant Credit Consulting Services' Demurrer was heard on January 26, 2007.

The Court took the matter under submission and now rules as follows:

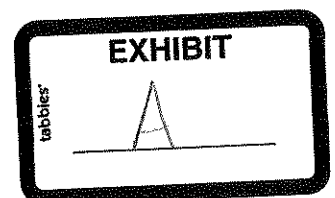
Plaintiff alleges that Credit Consulting Services, Inc. ("CCS") did not comply with the California Consumer Credit Reporting Act. However, the federal Fair Credit Reporting Act preempts all state law causes of action against furnisher's of information such as CCS. (15 U.S.C. § 1681t(b)(1)(F).)

Therefore, the Court sustains the demurrer without leave to amend because the complaint fails to state a cause of action against CCS.

Dated: FEB 20 2007



Hon. Robert A. O'Farrell
Judge of the Superior Court



CERTIFICATE OF MAILING

I do hereby certify that I am not a party to the within stated cause and that on FEB 20 2007, I deposited true and correct copies of the attached ORDER, each in sealed envelopes with postage thereon fully prepaid, in the mail at Salinas, California, directed to each of the following-named persons at their respective addresses, as hereinafter set forth:

Andrew M. Steinheimer, Esq.
ELLIS, COLEMAN, POIRIER, LaVOIE & STEINHEIMER
555 University Avenue, Suite 200
Sacramento, CA 95825

Ron K. Bochner, Esq.
LAW OFFICES OF RON BOCHNER
72 North Fifth Street, #15
P.O. Box 90566
San Jose, CA 95109

LISA M. GALDOS,
Clerk of the Superior Court
Of California, County of Monterey.

By: _____
Deputy

1 Mark E. Ellis – 127159
2 Andrew M. Steinheimer – 200524
3 ELLIS, COLEMAN, POIRIER,
4 LaVOIE & STEINHEIMER, LLP
5 555 University Avenue, Suite 200
6 Sacramento, CA 95825
7 Telephone: (916) 283-8820
8 Facsimile: (916) 283-8821

9 Attorneys for CREDIT CONSULTING SERVICES, INC.

FILED

MAR 15 2007

LISA M. GALDOS
CLERK OF THE SUPERIOR COURT
Lisa Dalia DEPUTY

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SUPERIOR COURT OF THE STATE OF CALIFORNIA
COUNTY OF MONTEREY

NOEMIA CARVALHO,

Plaintiff,

v.

CREDIT CONSULTING SERVICES, INC. et al.,

Defendants.

CASE NO: M80093

**NOTICE OF ENTRY OF ORDER
GRANTING DEFENDANT CREDIT
CONSULTING SERVICES' DEMURRER**

TO ALL PARTIES AND THEIR ATTORNEYS OF RECORD:

NOTICE IS HEREBY GIVEN that on February 20, 2007, of the Superior Court of Monterey County, the Honorable Judge Robert A. O'Farrell, Judge of the above-entitled Court, duly entered an Order granting Defendant's Demurrer Without Leave To Amend.

A true and correct copy of the filed Order is attached hereto as Exhibit "A".

Dated: March 13, 2007

ELLIS, COLEMAN, POIRIER,
LA VOIE & STEINHEIMER, LLP

By


Andrew M. Steinheimer

Attorneys for Defendant CREDIT CONSULTING
SERVICES, INC.

EXHIBIT

tabbies



SUPERIOR COURT OF CALIFORNIA, COUNTY OF MONTEREY

NOEMIA CARVALHO,

Plaintiff,

Case No. M80093

v.

ORDER

CREDIT CONSULTING SERVICES
INC., et al.,

Defendants.

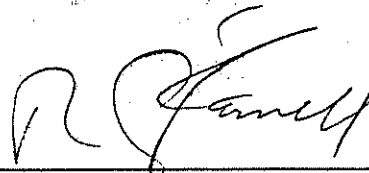
Defendant Credit Consulting Services' Demurrer was heard on January 26, 2007.

The Court took the matter under submission and now rules as follows:

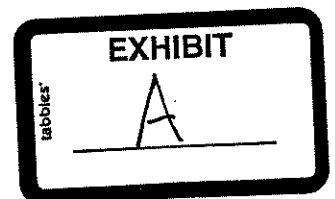
Plaintiff alleges that Credit Consulting Services, Inc. ("CCS") did not comply with the California Consumer Credit Reporting Act. However, the federal Fair Credit Reporting Act preempts all state law causes of action against furnisher's of information such as CCS. (15 U.S.C. § 1681t(b)(1)(F).)

Therefore, the Court sustains the demurrer without leave to amend because the complaint fails to state a cause of action against CCS.

Dated: FEB 20 2007



Hon. Robert A. O'Farrell
Judge of the Superior Court



CERTIFICATE OF MAILING

I do hereby certify that I am not a party to the within stated cause and that
on FEB 20 2007, I deposited true and correct copies of the attached ORDER,
each in sealed envelopes with postage thereon fully prepaid, in the mail at Salinas,
California, directed to each of the following-named persons at their respective addresses,
as hereinafter set forth:

Andrew M. Steinheimer, Esq.
ELLIS, COLEMAN, POIRIER, LaVOIE & STEINHEIMER
555 University Avenue, Suite 200
Sacramento, CA 95825

Ron K. Bochner, Esq.
LAW OFFICES OF RON BOCHNER
72 North Fifth Street, #15
P.O. Box 90566
San Jose, CA 95109

LISA M. GALDOS,
Clerk of the Superior Court
Of California, County of Monterey.

By: _____
Deputy

CERTIFICATE OF SERVICE

I, Jennifer E. Mueller, declare:

I am a citizen of the United States, am over the age of eighteen years, and am not a party to or interested in the within entitled cause. My business address is 555 University Avenue, Suite 200, Sacramento, CA 95825.

On March 13, 2007, I served the following document(s) on the parties in the within action:

NOTICE OF ENTRY OF ORDER GRANTING DEFENDANT CREDIT CONSULTING SERVICES' DEMURRER

X	BY MAIL: I am familiar with the business practice for collection and processing of mail. The above-described document(s) will be enclosed in a sealed envelope, with first class postage thereon fully prepaid, and deposited with the United States Postal Service at Sacramento, CA on this date, addressed as follows:
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Ron K. Bochner
Law Offices of Ron Bochner
72 North Fifth Street, #15
P.O. Box 90566
San Jose, CA 95109

Attorney for Plaintiff
NOEMIA CARVALHO

Thomas P. Quinn, Jr.
Nokes & Quinn
450 Ocean Avenue
Laguna Beach, CA 92651

Attorney for Defendant
EQUIFAX INFORMATION SERVICES, LLC

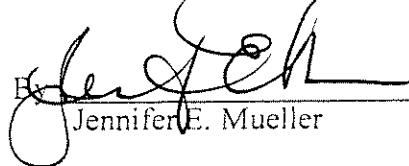
Julia B. Strickland
Stroock & Stroock & LaVan, LLP
2029 Century Park East, Suite 1800
Los Angeles, CA 90067

Attorney for Defendant
TRANS UNION, LLC

Deanna L. Johnston
Jones Day
555 California Street
26th Floor
San Francisco, CA 94104

Attorney for Defendant
EXPERIAN INFORMATION SOLUTIONS, INC.

I declare under penalty of perjury under the laws of the State of California that the foregoing is a true and correct statement and that this Certificate was executed on March 13, 2007.


Jennifer E. Mueller